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17 BUSINESS OBJECTS DATA INTEGRATION, INC.

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20 UNITED STATES DISTRICT COURT  
21 NORTHERN DISTRICT OF CALIFORNIA  
22 SAN FRANCISCO DIVISION

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28 INFORMATICA CORPORATION,  
a Delaware corporation,

Plaintiff and Counterdefendant,

v.

BUSINESS OBJECTS DATA  
INTEGRATION, INC., formerly known as  
ACTA TECHNOLOGY, INC.,  
a Delaware corporation,

Defendant and Counterclaimant.

CASE NO. C 02 3378 JSW (JL)

**STIPULATION AND [PROPOSED]  
ORDER RE DUE DATE FOR  
REBUTTAL EXPORT REPORT AND  
DAMAGES DISCOVERY CUTOFF**

1 Plaintiff Informatica Corporation ("Informatica") served its opening expert report on damages  
2 (the "Opening Report") on June 16, 2006, and a supplemental expert report on damages on September  
3 22, 2006. The rebuttal expert report on damages (the "Rebuttal Report") of Business Objects Data  
4 Integration, Inc. ("BODI") is scheduled to be due on October 13, 2006.

5 In preparation for its Rebuttal Report, BODI desires to take a deposition pursuant to Rule  
6 30(b)(6) regarding damages issues potentially relevant to its Rebuttal Report. Informatica's witness  
7 for the deposition is not available until October 24, 2006, and a deposition has been scheduled for that  
8 date. To allow BODI sufficient time to prepare its Rebuttal Report after the taking of the deposition  
9 pursuant to Rule 30(b)(6), the parties have agreed to extend the due date for BODI's Rebuttal Report,  
10 with a corresponding extension for damages discovery cut-off. The parties hereby respectfully request  
11 the Court adopt the schedule set forth below.

12 In accordance with Civil Local Rule 6-2(a), attached hereto is a Declaration of Leonard J.  
13 Augustine, Jr. setting forth (i) the reasons for the requested enlargement, (ii) a disclosure of all  
14 previous modifications in the case, and (iii) a description of the effect of the requested time  
15 modification on the schedule for the case.

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1           **IT IS HEREBY STIPULATED**, by and between the parties, through their respective counsel  
 2 that the following discovery dates shall be:

4 <b>EVENT</b>	5 <b>DATE</b>
6           Parties to comply with Rule 26(a)(2)(B) in rebuttal/opposition with respect to damages issues on which the other party bears the burden of proof ("Rebuttal Damages Expert Reports")	7           November 3, 2006
7           Damages Discovery cut-off	8           December 1, 2006

8           Dated: October 6, 2006

9           Respectfully submitted,

10           TOWNSEND AND TOWNSEND AND CREW LLP

11           By: /s/ Leonard J. Augustine, Jr.

12           Attorneys for Defendant

13           BUSINESS OBJECTS DATA INTEGRATION, INC.

14           Dated: October 6, 2006

15           Respectfully submitted,

16           FENWICK & WEST LLP

17           By: /s/ Carolyn Chang

18           Attorneys for Plaintiff

19           INFORMATICA CORPORATION

20           **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

21           Dated: October 11, 2006, 2006

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 23           JEFFREY S. WHITE  
 United States District Court Judge